

## Message Text

LIMITED OFFICIAL USE

PAGE 01 BERLIN 06515 101002Z

10

ACTION SCS-03

INFO OCT-01 EUR-12 ISO-00 L-03 SCA-01 /020 W

----- 063337

R 100930Z OCT 75

FM AMEMBASSY BERLIN

TO SECSTATE WASHDC 1497

LIMITED OFFICIAL USE BERLIN 6515

E.O. 11652: N/A

TAGS: CGEN, GE (ROBINSON)

SUBJECT: TAKING OF DEPOSITIONS IN GDR

REF: (A) 7 FAM 840; (B) STATE 239747

1. ON OCTOBER 9, EMBOFF DISCUSSED DEPOSITION QUESTION WITH CONSULAR DEPARTMENT (GRAHLE), MFA. GRAHLE SAID THERE WAS NO PROVISION IN GDR LAW EXPRESSLY PERMITTING TAKING OF DEPOSITIONS ON NOTICE, UNDER COMMISSION, OR THROUGH LETTERS REGATORY.

2. HE ADDED THAT SUCH TAKING OF DEPOSITIONS MUST WAIT UNTIL THE CONCLUSION OF A US-GDR CONSULAR CONVENTION, WHICH WOULD INCLUDE AGREEMENT ON SUCH MATTERS.

3. THE EMBASSY HAS REVIEWED VIENNA CONVENTION ON CONSULAR RELATIONS, WHICH, UNDER ARTICLE 3 OF AGREED MINUTE OF SEPT 4, 1974, IS BASIS OF US-GDR CONSULAR RELATIONS PENDING CONCLUSION OF CONSULAR CONVENTION. THE ONLY REFERENCES TO DEPOSITIONS OR TAKING OF EVIDENCE IN VIENNA CONVENTION ARE IN ARTICLES 5.J AND POSSIBLY 5.F. BOTH SECTIONS INCLUDE THE CAVEAT THAT THE CONSULAR FUNCTIONS THEREIN DEFINED MUST BE CARRIED OUT IN HARMONY WITH LAWS AND REGULATIONS OF RECEIVING STATE.COOPER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 10 OCT 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ElyME  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1975BERLIN06515  
**Document Source:** CORE  
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**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D750352-1013  
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**Office:** ACTION SCS  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
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**Previous Channel Indicators:** n/a  
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**Previous Handling Restrictions:** n/a  
**Reference:** 75 STATE 239747  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ElyME  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 08 APR 2003  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <08 APR 2003 by SmithRJ>; APPROVED <07 OCT 2003 by ElyME>  
**Review Markings:**

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**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** TAKING OF DEPOSITIONS IN GDR  
**TAGS:** CGEN, GC, (ROBINSON)  
**To:** STATE  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006